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PATENT  
Docket No. 104732000601

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Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450, on January 30, 2004.

Lisa K. Small

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In the application of:

Guy M. MILLER, et al.

Serial No.: Not Yet Assigned

Filing Date: January 20, 2004

For: COMPOSITIONS AND METHODS FOR  
THE PREVENTION AND TREATMENT OF  
CEREBRAL ISCHEMIA

Examiner: Not Yet Assigned

Group Art Unit: Not Yet Assigned

**INFORMATION DISCLOSURE  
STATEMENT UNDER 37 C.F.R. § 1.97 & 1.98**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. § 1.97 and § 1.98, Applicants submit for consideration in the above-identified application the documents listed on the attached Form PTO-1449. Copies of the documents were previously submitted in the parent application serial no. 10/020,450 filed on December 14, 2001. The Examiner is requested to make these documents of record.

This Information Disclosure Statement is submitted:

- ☐ With the application; accordingly, no fee or separate requirements are required.
- ☐ Before the mailing of a first Office Action after the filing of a Request for Continued Examination under § 1.114.
- ☒ Within three months of the application filing date or before mailing of a first Office Action on the merits; accordingly, no fee or separate requirements are required.
- ☐ After receipt of a first Office Action on the merits but before mailing of a final Office Action or Notice of Allowance.
  - ☐ A fee is required. A check in the amount of \_\_ is enclosed.
  - ☐ A fee is required. Accordingly, a Fee Transmittal form (PTO/SB/17) is attached to this submission in duplicate.
  - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided below; accordingly; no fee is believed to be due.
- ☐ After mailing of a final Office Action or Notice of Allowance, but before payment of the issue fee.
  - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided below and a check in the amount of \_\_ is enclosed.
  - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided below and a Fee Transmittal form (PTO/SB/17 is attached to this submission in duplicate.)


Applicants would appreciate the Examiner initialing and returning the Form PTO-1449, indicating that the information has been considered and made of record herein.

The information contained in this Information Disclosure Statement under 37 C.F.R. § 1.97 and § 1.98 is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

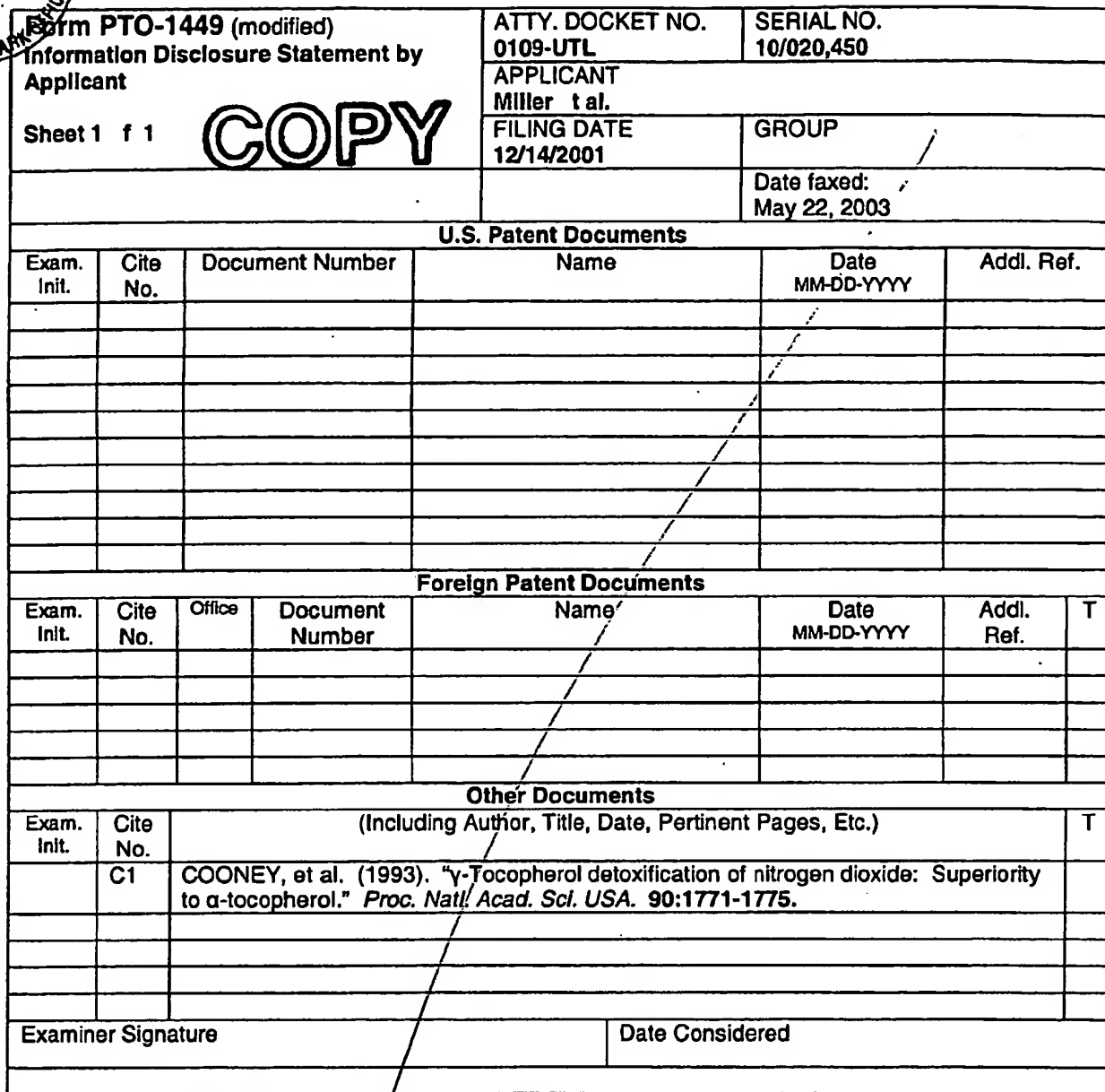
In the unlikely event that the transmittal form is separated from this document and the Patent Office determines that an extension and/or other relief is required, Applicants petition for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 50-2859** referencing 104732000601. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

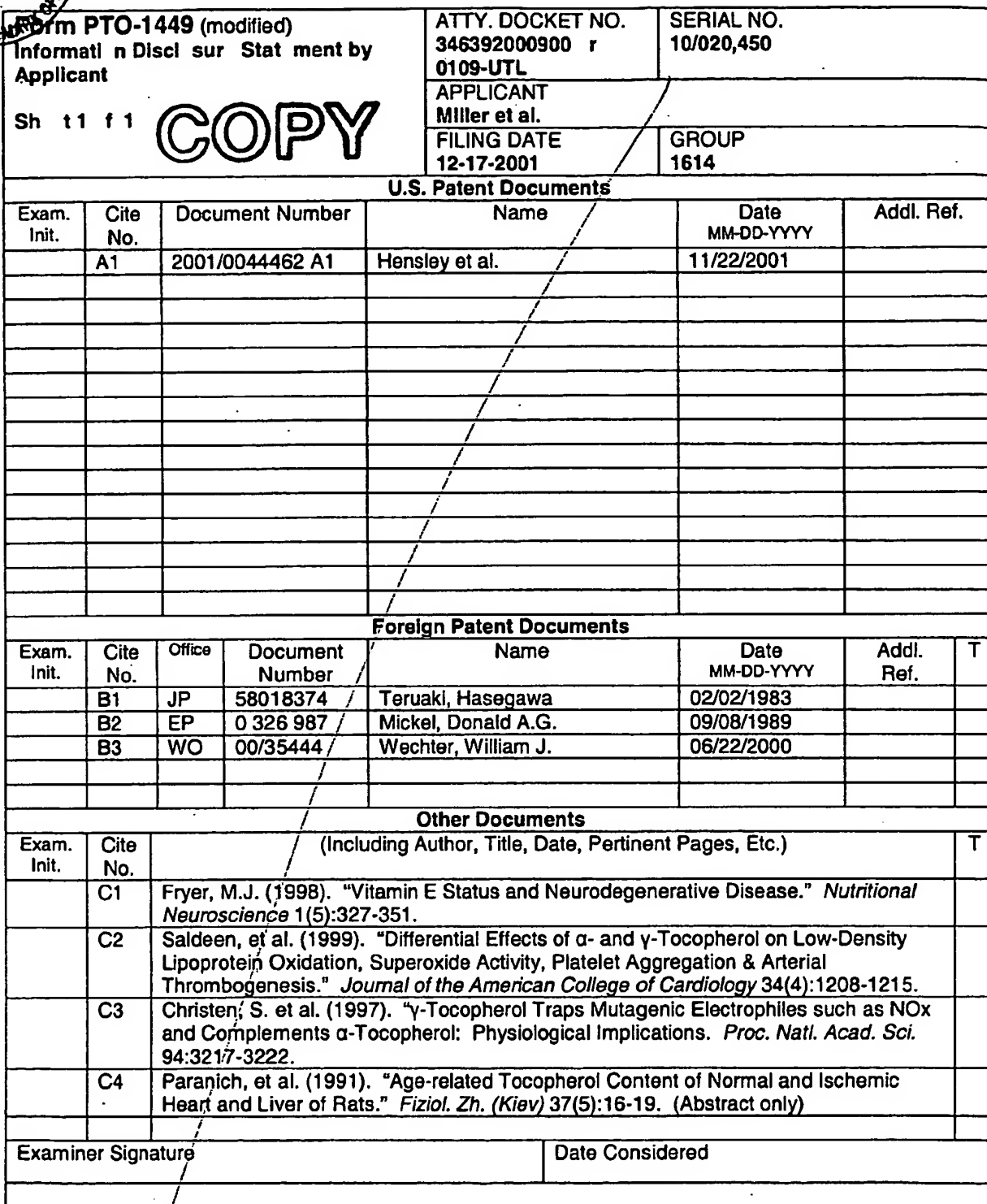
Dated: January 29, 2004

Respectfully submitted,

By:   
Carol A. Stratford, Ph.D.  
Registration No. 34,444

SWISS LAW GROUP  
Building 3, Palo Alto Square  
3000 El Camino Real, Suite 100  
Palo Alto, California 94306  
Telephone: (650) 856-3700  
Facsimile: (650) 856-3710







# Notice of References Cited

## COPY

Applicant/Patent Miller et al.		Application/Control No. 10/020,450	
Examiner Phyllis Spivack		Art Unit 1614	Page 1 of 1

### U.S. PATENT DOCUMENTS

	Document Number Country Code-Number-Kind Code	Date MM-YYYY <sup>1</sup>	Name	Classification <sup>2</sup>	
A	8,048,891	4-11-00	Wechter, W. J.	514	458
B					
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### FOREIGN PATENT DOCUMENTS

	Document Number Country Code-Number-Kind Code	Date MM-YYYY <sup>1</sup>	Country	Name	Classification <sup>2</sup>	
N	98/09653	3-12-98	WO	Chabrier et al.	-----	-----
O						
P						
Q						
R						
S						
T						

### NON-PATENT DOCUMENTS

	Include, as applicable: Author, Title, Date, Publisher, Edition or Volume, Pertinent Pages
U	Li et al., Proceedings of the National Academy of Sciences, 97/21, 11494-11499 (October 10, 2000).
V	
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X	

\* A copy of this reference is not being furnished with this Office action. See MPEP § 707.05(a). <sup>1</sup> Dates in MM-YYYY format are publication dates. <sup>2</sup> Classifications may be U.S. or foreign.

Form PTO-1449

Docket Number 346392000900

Application Number 10/020,450

**INFORMATION DISCLOSURE CITATION  
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(Use several sheets if necessary)

Applicant

Guy M. Miller et al.

Filing Date December 14, 2001

Group Art Unit 1614

Mailing Date August 29, 2002

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## U.S. PATENT DOCUMENTS

Examiner Initials	Ref. No.	Date	Document No.	Name	Class	Subclass	Filing Date If Appropriate
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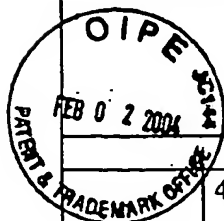
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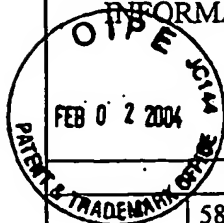
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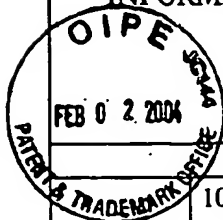
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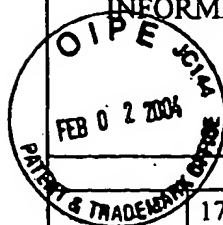
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	Filing Date	January 20, 2004	
	First Named Inventor	Guy M. MILLER	
	Group Art Unit	Not Yet Assigned	
	Examiner Name	Not Yet Assigned	
Total Number of Pages in This Submission	18	Attorney Docket Number	104732000601

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